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6 Attorneys for Defendants  
7 Wilbur-Ellis Company; Douglas Snyde,  
William Francis; and Armon Azevedo

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LOVELAND INDUSTRIES, INC. d/b/a UAP  
WEST, a Colorado corporation,

13 Plaintiff,

14 || V.

15 WILBUR-ELLIS COMPANY, a California  
corporation; DOUGLAS SNYDE, an  
16 individual; WILLIAM FRANCIS, an  
individual; ARMON AZEVEDO, an  
17 individual; and DOES 1 through 20, inclusive.

18 Defendants.

Case No. C 05 0840 SC

**DEFENDANTS DOUGLAS SNYDE,  
WILLIAM FRANCIS, AND ARMON  
AZEVEDO'S NOTICE OF  
WITHDRAWAL OF MOTION FOR  
LEAVE TO AMEND ANSWER TO  
ADD COMPULSORY  
COUNTERCLAIM ORDER**

Date: October 14, 2005  
Time: 10:00 a.m.  
Judge: The Honorable Samuel Conti

1 TO PLAINTIFF LOVELAND INDUSTRIES, INC. d/b/a UAP WEST ("UAP") AND ITS  
2 ATTORNEYS OF RECORD:

3 PLEASE TAKE NOTICE that Defendants Douglas Snyde, Armon Azevedo and Bill  
4 Francis shall and hereby do withdraw their motion for leave to file a compulsory counterclaim  
5 against their former employer, Plaintiff UAP, presently scheduled for October 14, 2005, at  
6 10:00 a.m. before the Honorable Samuel Conti.

7 Dated: October 11, 2005

TIMOTHY J. LONG  
MICHAEL D. WEIL  
CHRISTIAN N. BROWN  
ORRICK, HERRINGTON & SUTCLIFFE LLP

8 By: \_\_\_\_\_ /s/  
9 Michael D. Weil  
10 Attorneys for Defendants  
11 Wilbur-Ellis Company; Douglas Snyde;  
12 William Francis; and Armon Azevedo

13 IT IS SO ORDERED ON THIS 12 day of October, 2005.

